IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

FRIDAY, THE 27TH JULY 2007 / 5TH SRAVANA 1929

WP(C).No. 34488 of 2006(E)

PETITIONER:

MADASWAMY, S/O.LATE SIVASANGH,
AGED 70 YEARS, CHOKKANAD ESTATE,
VATTAKADU DIVISION, MUNNAR, IDUKKI DISTRICT.

BY ADV. SRI.N.M.VARGHESE
SRI.ROY THOMAS

RESPONDENTS:

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1. STATE OF KERALA TO BE REPRESENTED BY
THE SECRETARY, REVENUE DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM.

2. THE DISTRICT COLLECTOR,
IDUKKI DISTRICT, COLLECTORATE,
KUYILIMALA, IDUKKI.

3. REVENUE DIVISIONAL OFFICER,
OFFICE OF THE RDO/SUB DIVISIONAL MAGISTRATE,
DEVIKULAM, IDUKKI DISTRICT.

4. THE TAHSILDAR, DEVIKULAM TALUK,
DEVIKULAM, IDUKKI DISTRICT.

BY SR.GOVT. PLEADER SRI.BENJAMIN PAUL.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 27/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX (WP(C) NO.34488 OF 2006)

PETITIONER'S EXHIBITS:

Ext.P1: Copy of the order dtd.27.5.82.

Ext.P2: Copy of patta dtd.30.6.82.

Ext.P2(a): Copy of the sketch of the property.

Ext.P3: Copy of residential/ownership certificate dtd.17.9.92.

Ext.P4: Copy of relevant pages of ration card.

Ext.P5: Copy of communication dtd.1.2.96 issued by R1 to R2.

Ext.P6: Copy of report of 2nd respodnent.

Ext.P7: Copy of reply to the Government to Ext.P6 report.

Ext.P8: Copy of representation submitted by the petitioner before R2 through the Office of R4.

Ext.P9: Copy of judgment dtd.19.7.2006 in W.P(C) No.18873/2006.

-True Copy-

P.A.to Judge.

S. SIRI JAGAN, J.

WP(C) NO. 34488 OF 2006 - E

Dated this the 27th day of July, 2007

J U D G M E N T

The petitioner claims that he is in possession of 1 acre and 60 cents of land comprised in Sy.No.544 of Kannan Devan Hills Village, which according to him, is covered by title deeds. The petitioner has approached this Court apprehending dispossession by respondents 3 and 4 and their men. He filed Ext.P8 representation in this regard before the second respondent. The petitioner now seeks a direction to the second respondent to consider and pass appropriate orders on Ext.P8, expeditiously and not to dispossess the petitioner, in the mean time.

2. I have heard the learned counsel for the petitioner as also the learned Government Pleader.

3. In the facts and circumstances of the case, I feel it appropriate to direct the second respondent to consider and pass orders on Ext.P8, which he shall do, as expeditiously as possible, at any rate within a period of two months from the date of receipt of a copy of this

judgment. I further direct that till final orders are passed on Ext.P8, the petitioner shall not be dispossessed from the property in question.

The writ petition is disposed of with the above direction.

S. SIRI JAGAN,
Judge

Mbs/

S.SIRI JAGAN, J

W.P.(C) NO. OF 2001

J U D G M E N T

DATED:01-06-2007